

NOV 09 2005

OFCS File No.: P/4043-178

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Juan Duarte Mari

U.S. Serial No.: 10/530,127

International Application No.: PCT/ES03/00491

International Application Filing Date: September 29, 2003

For: SELF-COMPENSATING DRIP IRRIGATION EMITTER, WITH A ONE-WAY FLOW DEVICE

Date: November 9, 2005

Confirmation No. 2889

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. § 35 U.S.C. 371 mailed August 18, 2005, submitted herewith is the Inventor(s) Declaration and our Check No. 22534 which includes the amount of \$130.00 in payment of the surcharge.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account #15-0700.

If this communication is filed after the time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. §1.136(a), to extend the time for filing a response by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

11/17/2005 MKAYPAGH 00000088 10530127

02 FC:1617

EXPRESS MAIL CERTIFICATE  
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee (mail label #EV342542527 US) in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450, on: November 9, 2005

Dorothy Jenkins

Name of Person Mailing Correspondence

*Dorothy Jenkins*  
Signature

November 9, 2005

Date of Signature

CPL:KJB:jl

Respectfully submitted,

*Keith J. Barkaus*

Keith J. Barkaus

Registration No.: 51,431

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,127	Juan Duarte Mari	P/4043-178

INTERNATIONAL APPLICATION NO.	
PCT/ES03/00491	
I.A. FILING DATE	PRIORITY DATE
09/29/2003	10/02/2002

Ostrolenk Faber Gerb & Soffen  
 1180 Avenue of the Americas  
 New York, NY 10036-8402

OFCS FILE No.	14043-178
	15 OCT - 2005
PATENTS ORDERED	AM

CONFIRMATION NO. 2889  
 371 FORMALITIES LETTER  
 \*OC000000016785199\*  
 \*OC000000016785199\*

Date Mailed: 08/18/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/04/2005
- Copy of the International Search Report filed on 04/04/2005
- Preliminary Amendments filed on 04/04/2005
- Information Disclosure Statements filed on 04/04/2005
- Oath or Declaration filed on 04/04/2005
- Request for Immediate Examination filed on 04/04/2005
- U.S. Basic National Fees filed on 04/04/2005
- Priority Documents filed on 04/04/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,127	PCT/ES03/00491	P/4043-178

FORM PCT/DO/EO/905 (371 Formalities Notice)

